

Exhibit 12

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

IN RE: PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
LITIGATION

THIS DOCUMENT RELATES TO:
ALL ACTIONS

MDL No. 1456

Master File No. 01-CV-12257-PBS

Judge Patti B. Saris

AFFIDAVIT OF DONNA KENDALL

I, Donna Kendall, pursuant to 28 U.S.C. §1746, on oath, depose and state as follows:

1. My name is Donna Kendall and I live in Decatur, Illinois. I have personal knowledge of the facts stated below and will testify in court to the same if called upon to do so.
2. I am a member of the United Food and Commercial Workers Unions and Employers Midwest Health Benefits Fund ("UFCW").
3. I underwent chemotherapy in 2002-2003. As part of my treatment, I was prescribed and made payments for Kytril, which is manufactured by GlaxoSmithKline ("GSK").
4. I became involved in this lawsuit in October 2005. Over the next few months, I spent a considerable amount of time searching and collecting medical and financial records, and assisting my attorneys in collecting all other necessary documents from my doctors and banks. This process required some time and effort since the records were several years old.
5. I was added as a Proposed Class 3 representative (TPPs and Consumers for AWP-Based Charges on Physician Administered Drugs Outside of Medicare) to the Third Amended Class Action Complaint on October 17, 2005.
6. I had my deposition taken on November 18, 2005, and spent some time preparing with my attorneys beforehand.

7. All along, I have always stayed in contact with my attorneys, receiving and reviewing status reports, answering any questions they had, and generally being available to assist with the lawsuit in any way possible.

8. I did not make contemporaneous records of my time as an attorney would; however, I provided my best estimates of the time I expended to my attorneys, who then cross-checked my numbers against their own time records to make the estimates as accurate as possible. The following chart reflects the estimates of the time spent on the following activities:

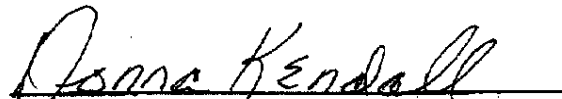
Activity	Hours
Searching for and gathering documents in my home (proof of payments, cancelled checks, bank records, medical bills, etc.)	4 hours
Contacting others to obtain my documents (calling my doctors, banks, completing the bank and medical record waivers, etc.)	4 hours
Preparing for my deposition	5 hours
Attending my deposition	5 hours
Talking to attorneys or paralegals regarding the status of the case, responding to their inquiries or questions regarding my documents; and/or providing information to compile affidavits for use in the lawsuit	3 hours
Other (reviewing and signing affidavits for use in the case, reviewing the Complaint, reading letters from Wexler Toriseva Wallace LLP, etc.)	2 hours
Approximate Total Hours Expended on All Track I Drugs	24 hours

9. I was prescribed and made payments for the following Track I drugs: Rubex (BMS), Cytosan (BMS), Procrit (J&J) and Kytril (GSK). This affidavit is in relation to a Settlement reached with GlaxoSmithKline only, one of five Track I Defendants. Because 1 of

the 4 Track I drugs I was administered and made payments for was manufactured by GSK, the total number of hours I have spent (24) divided by 4 is my best estimate of my time attributed to the case against GSK. This totals 6 hours.

I declare under penalty of perjury that the foregoing is true and correct.

Date: July 24, 2007


Donna Kendall